

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

KEON ANDRE BRACKENRIDGE,

Plaintiff,

v.

S.A.T.F. NEW CORCORAN
CORRECTIONAL OFFICERS, et al.,

Defendants.

No. 1:25-cv-00352-SAB (PC)

ORDER REGARDING PLAINTIFF'S
RETURN OF SUBPOENA, EXTENDING
DEADLINE FOR ISSUANCE OF
SUBPOENA DUCES TECUM, AND
DIRECTING CLERK OF COURT TO SEND
PLAINTIFF A NEW COPY OF FORM AO
88B AND FORM USM-285

(ECF No. 22)

Plaintiff is proceeding pro se and in forma pauperis in this action filed pursuant to 42 U.S.C. § 1983.

On October 2, 2025, the Court ordered service of Plaintiff's second amended complaint as to Doe Defendants 1 and 2 (correctional officers at Substance Abuse Treatment Facility and State Prison and State Prison, Corcoran [SATF]) for excessive in violation of the Eighth Amendment. (ECF No. 21.)

Because a Doe Defendant cannot be served, the Court allowed Plaintiff to subpoena documents from the prison to allow him to identify the Doe Defendants, and the Court sent Plaintiff the form AO 88B and form USM-285, for completion and return. (Id.) The Court

1 specifically advised Plaintiff “that any request for a subpoena must be accompanied with specific
2 factual details as to the identity and documentation requested to assist in the identification of the
3 Doe Defendants to enable the responding party to comply therewith and to avoid any motion to
4 quash the subpoena[.]” (Id. at 2:10-14.)

5 On October 14, 2025, Plaintiff returned the form AO 88B subpoena and form USM-285.
6 (ECF No. 22.) However, Plaintiff did not complete either the form AO 88B subpoena or form
7 USM-285. (Id.) To this end, Plaintiff is advised that on the AO 88B form, in the section that
8 beings with “To: (Name of person to whom this subpoena is directed),” Plaintiff should identify
9 the person or entity he is seeking the documents from. Because Plaintiff is seeking information
10 about correctional officers at SATF, their employer, SATF, appears to be the logical recipient of
11 the subpoena.

12 In the blank space between the lines starting with “production” and “place,” Plaintiff
13 should identify the documents he is seeking that would assist him in identifying and serving the
14 Doe 1 and 2, correctional officers at SATF.

15 The “place” and date and “time of the production” boxes refer to the date on which the
16 documents should be produced to the Plaintiff and the address of where the documents should be
17 sent, such as the place of his incarceration or his residence.

18 Plaintiff should not fill out Proof of Service section of the AO 88B form, it will be
19 completed by the U.S. Marshalls after they serve the subpoena. Similarly, Plaintiff should not fill
20 out the section of the USM-285 form that is marked “Space Below for Use of U.S. Marshal Only
21 – Do Not Write Below this Line.”

22 The “Serve At” Section on the USM-285 form should match “To:” section on the AO
23 88B form, providing the name and address of the person or entity to whom subpoena is directed,
24 such as SATF.

25 Once Plaintiff has completed and returned Forms AO 88B and USM-285, the Court will
26 review the documents and, if they are correctly completed, the Court will direct the United States
27 Marshals Service to serve the subpoena.

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Accordingly, it is HEREBY ORDERED that:

1. The Clerk of Court shall send Plaintiff a copy of form AO 88B and form USM-285;
2. Plaintiff has **thirty (30)** days from the date of service of this order to complete and return forms AO88B and USM-285. Plaintiff is advised that any request for a subpoena must be accompanied with specific factual details as to the identity and documentation requested to assist in the identification of the Doe Defendants to enable the responding party to comply therewith and to avoid any motion to quash the subpoena;
3. Plaintiff has **ninety (90)** days from the date of service of this order to file a motion to substitute a named Defendant in place of the Doe Defendants; and
4. Failure to comply with this order will result in a recommendation to dismiss the action.

IT IS SO ORDERED.

Dated: **October 16, 2025**



STANLEY A. BOONE
United States Magistrate Judge